

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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CHRISTINE JOHNSON,) 2:07-cv-01509-PMP-PAL
Plaintiff,) **ORDER**
vs.)
MICHAEL J. ASTRUE,)
Defendant.)

Before the Court for consideration is Richard E. Donaldson's, Esq.'s First Amended Application for Award of Attorney's Fees (Doc. #42) filed October 26, 2010. Also before the Court is the Motion Protesting Fees (Doc. #43) filed October 20, 2010 *pro se* by Plaintiff Christine Johnson. The Court heard arguments regarding both motions on December 6, 2010. Having considered the foregoing, as well as the Response of Defendant Astrue (Doc. #46) filed November 9, 2010, the Court finds that Richard E. Donaldson, Esq.'s First Amended Application for Award of Attorney's Fees (Doc. #42) should be granted to the extent that Mr. Donaldson should be awarded an attorney's fee representing 25% of Plaintiff's past-due benefits or a total of \$34,263.12, which sum must be reduced by the \$8,500.00 EAJA fees that counsel previously accepted for his work before the Court, thereby resulting in a net total attorney's fees of \$25,763.12.

IT IS SO ORDERED.

DATED: December 7, 2010.


Philip M. Pro